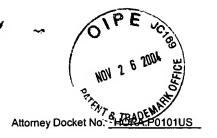
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

	IN THE UNITED STATES PATERT AND TRADEMARK OFFICE			
In re patent application of				
Applicant: Serial No.: Filed: For:	Horace Winston Hale et al. 10/651,871 August 29, 2003 FACET IMPLANT			
Art Unit: Examiner:	UNKNOWN UNKNOWN			
	INFORMATION DISCLOSURE STATEMENT			
P.O. Box 14	er for Patents 50 /A 22313-1450			
Sir:				
patents, pendocument is	to 37 C.F.R. 1.97 and 1.98, and in compliance with 37 C.F.R. 1.56, the Office's attention is directed to the ding applications, publications and other information listed on the attached PTO-1449. A copy of each listed enclosed except for: (a) pending applications or (b) those previously cited or submitted to the Office in the olication(s) upon which this application relies for an earlier filing date under 35 U.S.C. 120:			
Serial No Filing Da	i:			
Applicant(s)	ny document, publication or other information for which a date is not given on the attached PTO-1449, believe(s) the same may qualify as "prior" art to this application and should be treated accordingly, although reserve(s) the right to contest the prior art status of any document, publication or information, should issue			
this Stateme	g each listed document that is not in the English language, an English-language translation accompanies nt as indicated on the attached PTO-1449 or a concise explanation of the relevance of the document is set bllowing document(s):			
(a)	Copy of each English language version of a search report indicating the degree of relevance found by the foreign office of each document being submitted from the search report.			
(b)	Attachment entitled "Concise Explanation of Relevance of Non-English Language Documents".			
3. Pursuant to 37 C.F.R. 1.97(b) this Statement is being filed (one must be checked):				
(a)	Within 3 months of the filing date, date of entry into the National Stage, or filing date of CPA.			
(b) <u>X</u>	Before the mailing date of a first Office Action on the merits. If this Statement is not filed before the mailing date of a first Office Action on the merits, the required certification is given below or, in the absence thereof, the Office is authorized to charge the required fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988 for consideration of this Statement			

Before the mailing date of a first Office Action on the merits after a first or second submission after final rejection under 37 C.F.R. 1.129(a).

(d)	After the period set forth in 37 C.F.R. 1.97(b) but before the mailing date of either a final action or a notice of allowance.
	(1)	The required certification is given below, or
	(2)	Enclosed is a check for \$180.00 covering the fee set forth in 37 C.F.R. 1.17(p) for consideration of this Statement, or
	(3)	Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988
(е	-)	After the mailing date of either a final action or a notice of allowance, but before payment of the issue fee Petition hereby is made for consideration of this Statement and the required certification is indicated below.
	(1)	Enclosed is a check covering the fee set forth in 37 C.F.R. 1.17(p), or
	(2)	Charge the fee set forth in 37 C.F.R. 1.17(p) to Deposit Account No. 18-0988.
4. C	ertificati	on (if applicable)
(a)	The undersigned hereby certifies that each item of information contained in this Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than 3 months prior to the filing of this Statement.
(b)	The undersigned hereby certifies that no item of information contained in this Statement was cited in a communication from a foreign patent office in a counterpart foreign application or, to the undersigned's knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. 1.56(c) more than 3 months prior to the filing of this Statement.
	ne Comr 8-0988.	missioner is hereby authorized to charge any additional fees or credit any overpayment to Deposit Account
		Respectfully Submitted,
		RENNER, OTTO, BOISSELLE & SKLAR, LLP
		By Mark C. Johnson
Cleve		Reg. No. 51,854 Avenue, 19th Floor hio 44115 13
		CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8
depos	sited on	ify that this correspondence (along with any paper referenced as being attached or enclosed) is being the below date with the United States Postal Service with sufficient postage as first class mail in an dressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313, 1450.

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R:\MJohnson\HORA\P0101US\IDS\PO101US.IDS.III.wpd IDS-1.FRM (2/98)



Form PTO-1449 (Modified) THANK

LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT

(Use several sheets if necessary)

Atty Docket No.	Serial No.			
HORA.P0101US	10/651,871			
Applicant: Horace Winston Hale				
Filing Date	Group			
August 29, 2003	UNKNOWN			

U.S. PATENT DOCUMENTS

Document Number	Date	Name	Class	Sub-class	Filing Date if Appropriate
	Document Number	Document Number Date	Document Number Date Name	Document Number Date Name Class	Document Number Date Name Class Sub-class

FOREIGN PATENT DOCUMENTS

Examiner Initial	Document Number	Date	Country	Class	Sub-class	Transla	tion
1171001						Yes	No

OTHER ART

Examiner Initial	Author, Title, Date, Pertinent Pages, etc.		
	Dudley, Hugh A.F., ed., Carter, David C., ed. and Russell, R.C.G., ed., "Spinal Injuries," <i>Rod & Smith's Operative Surgery - Orthopaedics Part 1</i> , London: Butterworth-Heinemann, 1991, pg. 641.		

EXAMINER	DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Information Disclosure Statement PTO-1449 (Modified)

The identification of any reference is not intended to be, and should not be understood as being, an admission that such publication, in fact, constitutes "prior art" within the meaning of applicable law since, for example, a given reference may have a later effective date than first seems apparent or the reference may have an effective date which can be antedated. The "prior art" status of any reference is a matter to be resolved during prosecution. R:\MJohnson\HORA\P0101US\IDS\P0101US\IDS\P0101US\IDS\PO101US\IDS\PO101US\IDS\PO101US\IDS\PO101US\IDS\PO101US\IDS\PO101US\IDS\PO101US\PO